Secti. II-27—100,000—21-5-52.

81

Home (1954) Department.

MS SERIES

F 217

G.O. No. 5232

Dated 30-12-54

[Despatch Abstract.]

EXPLOSIVES ACT AND RULES - Licensed Premises Inspection - Instruction issued.

HOME DEPARTMENT

DRAFT I.

Memorandum No. 100845-G/49-2 Dated 30-12-1949.

Sub: Explosives Act and Rules - Ramnad district - Explosion - Shanmuga Champion Fireworks Factory - Prosecution of licensee.

Ref; Memo No. 77339-D/49-8. Home d/27/9/49.
Letter from the Chief Inspector of Explosives in India, No.E.25/AC-SC/16-D/6-9-1949.

The District Magistrate, Ramnad, is requested to instruct the Prosecuting counsel to press for deterrent sentences on the accused in the case connected with the explos the shanmuga Champion Fireworks Factory.

The District Magistrate is also requested to see that in future this licensee is not recommneded a licence under the Explosives Act and Rules.

(Sd)
23.12.49.

To
The District Magistrate, Ramnad.

DRAFT II.

G.O. Ms. No. 523 dated 30-12-1949.

Explosives Act and Rules - Licensed premises - Inspection - Instructions issued.

ORDER:

In recent case of explosion in a fireworks factory in the Ramnad District, which resulted in the death of 23 persons, it has been found that fireworks had been manufactured in the premises in contravention of the conditions of the licence issued under the Explosives Act and Rules. In that connection, the Government of India have stated that although it is ultmately in the hands of the Chief Inspector of Explosives to issue a licence or not, it naturally becomes difficult for him to refuse when an applicant produces a 'no objection certificate' from the District Magistrate concerned. They have also stated that the Explosives Department staff, being small, is unable to inspect premises very often and that the department is to rely on the assistance of local provincial authorities for enforcing and keeping up of the terms and conditions of the licences issued by the department. The Government of India have therefore, suggested that having regard to the circumstance:-

(i) severest possible action should be taken against the culprits and they should be considered permanently unfit to hold a licence again; and

(ii) the local authorities may be instructed to help in ensuring that the terms and conditi of the Explosives licences are strictly observed.

2.

SP/6.7. /True Copy/

2. The instructions issued by the Madras Government require licensed premises to be inspected once a quarter by a police officer of rank not lower than that of inspector of Police and at least once a year by the District or Assistant Superintendent of Police and a Magistrate, and plans for inspection should be so arranged that every licensed shop is inspected frequently. The Government consider that while it may not be practicable to insist upon a more frequent inspection the inspections themselves should be in the nature of surprise checks without prior intimation to the licensee. Every breach of provisions of the rules or of the conditions of the licence noticed at the inspections should be reported to the District Magistrate so that he may take the severest possible action against the persons concerned,. In cased where the irregularity noticed is grave, the licence itself may be cancelled.

(sd) . . . . . .
23-12-49.

To
The All District Magistrates.
The Commissioner of Police, Madras.8.
The Board of Revenue, Madras-5.
The Inspector-General of Police Madras-4.

/True Copy/

SUPERINTENDENT

SP/6.7.

Madras Record Office.